

ORDINANCE NO. 023-129

AN ORDINANCE AMENDING THE
FISCAL YEARS 2023-2027 CAPITAL
IMPROVEMENT PROGRAM AND
AUTHORIZING AN
INTERGOVERNMENTAL
AGREEMENT WITH COOK COUNTY
THROUGH ITS DEPARTMENT OF
TRANSPORTATION AND HIGHWAYS
FOR A BUS PRIORITY CORRIDOR
PLANNING STUDY

WHEREAS, On November 15, 2022, the Chicago Transit Board adopted Ordinance No. 022-141, which approved the Fiscal Years 2023-2027 Capital Improvement Program (CIP) and authorized submittal of grant applications and related materials; and

WHEREAS, On February 8, 2023, the Chicago Transit Board adopted Ordinance No. 023-12, which amended the Fiscal Years 2023-2027 CIP; and

WHEREAS, On May 10, 2023, the Chicago Transit Board adopted Ordinance No. 023-52, which further amended the Fiscal Years 2023-2027 CIP; and

WHEREAS, On August 29, 2023, the Chicago Transit Board adopted Ordinance No. 023-89, which further amended the Fiscal Years 2023-2027 CIP; and

WHEREAS, The County of Cook, Illinois ("County") has initiated a long-range transportation plan and funding program called Invest in Cook. The Cook County Department of Transportation and Highways ("DOT") has selected projects which include planning and feasibility studies, transit improvements, cycling and pedestrian enhancements, traditional roadway repair, and freight enhancements; and

WHEREAS, The County has awarded to the Chicago Transit Authority ("Authority") Invest in Cook grant funds to advance planning for infrastructure improvements on key bus corridors throughout the City of Chicago, with the County agreeing to reimburse the Authority for fifty percent (50%) of project costs up to a maximum amount of \$575,000.00; and

WHEREAS, The Invest in Cook award requires the Authority to enter into an intergovernmental agreement with the County through DOT which requires the Authority to indemnify the County and provide a match of \$575,000.00 for a project total of \$1,150,000.00, permits the County to modify its percentage or maximum contribution if the County determines that there are material changes to the project's scope of work, and terminates upon final reimbursement by the County or November 30, 2027, whichever is earlier, unless extended by DOT in writing; and

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WHEREAS, Cooperation between and among governmental agencies and entities through intergovernmental agreements is authorized by the Intergovernmental Cooperation Act (5 ILCS 220); and

WHEREAS, The United States Department of Homeland Security provided notice of FY 2023 Transit Security Grant Program (TSGP) funding availability for national allocation on a discretionary grant basis. This grant program provides funding to eligible public transportation systems to protect critical transportation infrastructure and the travelling public, and to increase transportation infrastructure resilience. The Authority's award will provide for infrastructure and cyber security improvements, and Chicago Police Department Transit Security Teams. The Authority's federal share award totals \$13,085,970.00, resulting in an increase of \$7,085,970.00 to the FY 2023-2027 CIP; and

WHEREAS, The Chicago Metropolitan Agency for Planning (CMAP), as the designated Metropolitan Planning Organization (MPO) for the Northeastern Illinois Region, has awarded Section 5303 Unified Work Program (UWP) planning funds for development of the Authority's Capital Improvement Program and for the inclusion of projects into the Chicago-area regional five-year Transportation Improvement Program (TIP). The Authority's federal share award totals \$670,581.00 and the Authority's required local share match totals \$167,645.00 for a total project amount of \$838,226.00, resulting in an increase of \$313,226.00 to the FY 2023-2027 CIP; and

WHEREAS, As part of this closing fiscal year amendment, capital financing funds planned for FY 2023 are being deferred to 2024, and this action results in a zero net change to the FY 2023-2027 CIP; now, therefore:

BE IT ORDAINED BY THE CHICAGO TRANSIT BOARD
OF THE CHICAGO TRANSIT AUTHORITY:

SECTION 1. The President of the Chicago Transit Authority, or his designee, is hereby authorized to execute an intergovernmental agreement with the County of Cook, Illinois through its Department of Transportation and Highways in connection with the Bus Priority Corridor Study for the County to reimburse the Authority for fifty percent (50%) of project costs up to a maximum amount of Five Hundred Seventy Five Thousand Dollars (\$575,000.00) which requires the Authority to indemnify the County, terminates upon final reimbursement by the County or November 30, 2027, whichever is earlier, unless extended by DOTD in writing, and contains such other terms as are substantially in conformance with the Intergovernmental Agreement attached as Exhibit A hereto.

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SECTION 2. Ordinance No. 022-141, which approved the Fiscal Years 2023-2027 Capital Improvement Program, is hereby amended to increase by Seven Million Nine Hundred Seventy-Four Thousand One Hundred Ninety-Six Dollars (\$7,974,196.00) the amount of funds in the CIP, which increases the total amount in the FY 2023-2027 CIP to Four Billion One Hundred Sixty-Five Million One Hundred Eighty-Three Thousand Four Hundred Forty Dollars (\$4,165,183,440.00).

SECTION 3. Ordinance Nos. 022-141, 023-12, 023-52, and 023-89 remain in full force and effect in all other respects.

SECTION 4. The President and the Chairman of the Board, or their designees, are further authorized to take such actions and execute such documents as may be necessary to implement the objectives of this ordinance.

SECTION 5. This ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

Chairman

Secretary

November 15, 2023

November 15, 2023